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6 IN THE UNITED STATES DISTRICT COURT FOR THE
7 EASTERN DISTRICT OF CALIFORNIA

8
9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 v. CR. NO. S-95-0240 EJG

12 CARLOS HONABLE,

13 Defendant.

14 _____ /

15 Defendant, a federal prisoner proceeding pro se, has filed a
16 motion seeking modification of sentence, reduction of sentence,
17 downward departure, and immediate release from prison.

18 Defendant's motion is based on a recent amendment to the United
19 States Sentencing Guidelines which lowered base offense levels
20 for crack cocaine. Although defendant has completed his original
21 sentence, he is presently serving a term of imprisonment for
22 violation of supervised release. He contends that the recent
23 amendment relates to his original sentence and should result in a
24 reduction or termination of his present incarceration.

After examining the record, the court has determined that this matter should be referred to the Office of the Federal Defender for review. The court will appoint the federal defender as counsel for defendant on the motion if the federal defender so requests. The Clerk of Court shall serve a copy of defendant's motion and this order on the United States Attorney and on Assistant Federal Defender David Porter.

IT IS SO ORDERED.

Dated: March 23, 2008

/s/ Edward J. Garcia
EDWARD J. GARCIA, JUDGE
UNITED STATES DISTRICT COURT